

Message Text

UNCLASSIFIED

PAGE 01 GENEVA 03723 182030Z

73

ACTION L-03

INFO OCT-01 IO-13 ADP-00 CIAE-00 DODE-00 PM-07 H-03 INR-10

NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SS-15 USIA-15

AF-10 ARA-16 EA-11 EUR-25 NEA-10 COA-02 OIC-04 ACDA-19

AEC-11 AGR-20 CG-00 COME-00 DOTE-00 FMC-04 INT-08

JUSE-00 NSF-04 OMB-01 TRSE-00 SCI-06 CEQ-02 EPA-04

AID-20 RSR-01 /260 W

----- 120858

R 181820Z JUL 73

FM USMISSION GENEVA

TO SECSTATE WASHDC 570

INFO USMISSION USUN NY

UNCLAS GENEVA 3723

E.O. 11652: N/A

TAGS: PBOR, UN

SUBJ: LOS: MAIN COMITEE MEETING JULY 16

1. SUBCOMMITTEE CHAIRMEN DESCRIBED ACTIVITIES THEIR COMMITTEES DURING PAST WEEK INCLUDING THOSE OF WORKING GROUPS. MAIN COMMITTEE CHAIRMAN AMERASINGHE GOT SEABED COMMITTEES AGREEMENT THAT REPORT AT END OF SUMMER WOULD INCLUDE HISTORICAL SURVEY BEGINNING WITH FORMATION AD HOC COMMITTEE IN 1967. THE MAIN CONTENT OF REPORT WOULD BE DRAFT TREATY ARTICLES ON WHICH AGREEMENT HAS BEEN REACHED LR ALTERNATIVE TEXTS. WHERE AGREEMENT NOT REACHED, THIS WOULD BE INDICATED WITH A COMMENT. ANNEXES WOULD BE DESIGNED INFORM THOSE COUNTRIES WHO HAVE NOT YET PARTICIPATED IN COMMITTEE OF WHAT HAS HAPPENED.

2. INTERNATIONAL HYDROGRAPHIC ORGANIZATION WAS INVITED TO SIT WITH COMMITTEE.

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 GENEVA 03723 182030Z

3. AMBASSADOR PARDO (MALTA) CRITICIZED BOTH PRO-

CEDURE AND SUBSTANCE US INITIATIVE ON MARINE POLLUTION IN IMCO COUNCIL. SAID IT IS MISLEADING FOCUS ON VESSEL-SOURCE POLLUTION. INDICATED THERE NO GENERAL EMERGENCY YET AND THERE WAS TIME ENOUGH TO SET UP PROPER ARRANGEMENTS FOR DEALING WITH MARINE POLLUTION. CRITICIZED US PROPOSAL AS FAILING TO GRANT A RIGHT OF ACTION AGAINST COASTAL STATE AND FLAG STATE IN SITUATIONS WHERE THIS IS WARRANTED. INDICATED THERE WAS VIRTUALLY NO REFERENCE IN US PROPOSAL TO HELPING COUNTRIES WITH LIMITED RESOURCES TO COMPLY WITH COMPLEX MASS OF REGULATIONS. PARDO THOUGHT IT WAS PARTIAL NATURE AND MISTAKEN EMPHASIS IN PROPOSALS THAT ARE WORST. MALTA BELIEVES IN A COMPREHENSIVE APPROACH WITH APPROPRIATE NEW INTERNATIONAL INSTITUTIONS.

4. PARDO SAID TWO NEW NORMS WERE NEEDED: A COASTAL STATE IS RESPONSIBLE FOR DAMAGE CAUSED BY ITS NATIONALS OR FLAG VESSELS TO THE MARINE ENVIRONMENT AND SECONDLY, COASTAL STATES AND INTERNATIONAL COMMUNITY HAVE A CAUSE OF ACTION AGAINST THOSE STATES WHO PERMIT POLLUTION BEYOND THEIR NATIONAL JURISDICTION. AN IMPARTIAL INTERNATIONAL TRIBUNAL IS NEEDED.

5. PARDO STRONGLY OBJECTED TO SUGGESTING A BASIC CHANGE IN IMCO'S AREA OF RESPONSIBILITY BY WHAT PARDO CALLED "SURREPTITIOUS MEANS." SAID THAT COUNCIL HAS ONLY THREE OR FOUR DEVELOPING COUNTRIES IN ITS MEMBERSHIP. PROPER PROCEDURE WOULD BE AMEND IMCO CONVENTION IF THAT ORGANIZATION WERE TO BE USED. APPROPRIATE PROCEDURE WOULD BE TO HAVE GENERAL ASSEMBLY RESOLUTION THEN DISCUSS AMENDMENTS IN ECOSOC. NOTED SOME PARTS US PROPOSAL WERE VALUABLE, BUT WARNED THERE WERE BASIC FAULTS WITH US PROPOSALS SCHEDULED FOR ADOPTION IN OCTOBER.

6. CHAIRMAN AMERASINGHE NOTED IMCO SUPPOSED HELP PREPARE FOR LAW OF THE SEA CONFERENCE, AND URGED DELEGATIONS NOT ENGAGE IN DEBATE OF COMPETENCE OF OTHER U.N. AGENCY.

7. CHILE (ZEGERS) AGREED FULLY WITH PARDO RE QUESTION OF UNCLASSIFIED

UNCLASSIFIED

PAGE 03 GENEVA 03723 182030Z

COMPETENCE OF IMCO. QUERRIED WHAT WOULD HAPEN TO DRAFT IMCO CONVENTION OF IMCO HAS NOT BEEN BROUGHT BEFORE SEABED COMMITTEE. HOWEVER, SAID IT WAS DESIRABLE USE COMPETENCE OF ALL SPECIALIZED AGENCIES IN RELATION T PREPARATIONS FOR LAW OF SEA CONFERENCE. SAID HE INTENDED RAISE AN INCIDENT RE LARGE OIL TANKER WHICH HAD HAD AN ACCIDENT IN CHILEAN WATERS IN WHICH CHILEAN FISHERIES HAD BEEN DAMAGED BY OIL SPILLAGE. SAID IMCO SHOULD NOT ARRIVE AT FINAL DECISIONS; IF IT DID, IT

WOULD BE EXCEEDING ITS MANDATE.

8. STEVENSON (US) STATED US CONCERNED WITH ALL ASPECTS OCEAN POLLUTION, NOT JUST VESSEL SOURCE POLLUTION, AND INDICATED DISAGREEMENT WITH MUCH OF WHAT HAD BEEN SAID; BUT IN RESPONSE TO CHAIRMAN REQUESTED WOULD NOT ENGAGE IN SUBSTANTIAL DEBATE AT THIS TIME. INFORMED COMMITTEE ON JULY 18 US WOULD IN SUBCOMMITTEE III DEAL WITH SOME SPECIFIC POINTS WHICH HAD BEEN RAISED IN CONNECTION WITH INTRODUCING DRAFT POLLUTION ARTICLES. STEVENSON AGREED WITH CHILE ON NEED USE OTHER PARTS OF U.N. SYSTEM IN PREPARATION FOR LOS CONFERENCE AS WELL AS NEED COORDINATE ACTIVITIES. SUGGESTED CIRCULATION OF JUDGE TRAIN'S SPEECH.

9. PERU JOINED CHILE AND MALTA IN THEIR COMMENTS AND KENYA WARNED THEY WOULD NOT ACCEPT CONCLUSIONS WHICH HAD BEEN ARRIVED AT IN FORUM IN WHICH THEY WERE NOT REPRESENTED. CANADA (BEESLEY) SAID CANADA WANTED SEE FURTHER DISCUSSION IN SUBCOMMITTEE III AND HINTED VAGUE AT POSSIBLE NEED FOR NEW MACHINERY.

10. IN HIS REPORT OF SUBCOMMITTEE I LAST WEEK, CHAIRMAN ENGO STRESSED NEED RESOLVE FUNDAMENTAL PROBLEMS AND INDICATED A STATEMENT OF ALTERNATIVES SHOULD BE INCLUDED ONLY AS LAST RESORT. HE REFERRED TO NEED FIND SOME FORM RECOGNITION OF JURISDICTION OF AREA BEYOND 200 MILES TO EDGE OF SEABED CONTINENTAL MARGINE. QUESTION IS HOW IS IT POSSIBLE SOLVE PROBLEM EQUITABLY.

11. COMMITTEE AGREED SEND MESSAGE OF CONGRATULATIONS TO BAHAMAS ON THEIR INDEPENDENCE.

BASSIN

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 18 JUL 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973GENEVA03723
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730726/aaaaatec.tel
Line Count: 145
Locator: TEXT ON-LINE
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: kellerpr
Review Comment: n/a
Review Content Flags:
Review Date: 16 JAN 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <16-Jan-2002 by phillir0>; APPROVED <31-Jan-2002 by kellerpr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LOS: MAIN COMITEE MEETING JULY 16
TAGS: PBOR, UN
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005